

Amendments to the Drawings

The attached sheet of drawings includes changes to Figs. 1a and 1b. This sheet, which includes Figs. 1a and 1b replaces the original sheet including Figs. 1a and 1b.

In Fig. 1a, previously omitted element 2 has been added.

In Fig. 1b, previously omitted elements 2a, 11, 12 and 7 have been added. Element 3 has been corrected to show element 2.

Attachment: Replacement Sheet  
Annotated Drawing Sheet Showing Changes

**REMARKS**

The Official Action of December 1, 2006, and the prior art cited and relied upon therein have been carefully studied. The claims in the application are now claims 44-53, and these claims define patentable subject matter warranting their allowance. Favorable reconsideration and such allowance are respectfully urged.

Claims 21-43 have been cancelled and new claims 44-53 added. Claims 44-53 remain in the application for consideration.

With regard to the Examiner's comments regarding affirmation of the Applicant's provisional election, Applicant respectfully submits that new claims 44-53 are directed to the elected invention.

In response to the Examiner's objection to the drawings, specification and claims and rejection of claims 37-40 under 35 U.S.C. §112, first paragraph, and claims 21, 33, 35, 36 and 38-41 under 35 U.S.C. §112, second paragraph, Applicant has:

- (1) Amended Figs. 1a and 1b to identify element "2" and elements 2a, 7, 11 and 12 which comprise "the alternate embodiment" identified by the Examiner in paragraph 15 of his Office Action.

The specification has also been amended to insert numbers 2a, 7, 11 and 12 corresponding to their description in the specification;

- (2) amended the specification to provide appropriate section headings similar to those suggested by the Examiner;
- (3) amended the abstract to eliminate the term "means", and
- (4) cancelled claims 21-43 in favor of new claims 44-53.

Applicant respectfully submits that the Examiner's objection to the drawings, specification, abstract and claims and rejection of the above-identified claims under 35 U.S.C. §112, first and second paragraph has now been overcome.

With regard to the Examiner's remarks in paragraph 6 of the Office Action requiring a new oath or declaration or ADS, and paragraph 7 requiring a listing of the references cited in the specification, Applicant has attached the following documents:

- A print-out from PAIR of the Combined Declaration and ADS showing that the priority information has been correctly stated and received in the USPTO on 07 FEB 2005, and

-- A print-out from PAIR of two Information Disclosure Statements filed in the USPTO on February 7, 2005, and June 10, 2005, disclosing the references cited in the specification.

The Examiner has further rejected claims 21-23, 28-38 and 42 as being unpatentable over Gerster '425 in view of van Walraven EP'900. Applicant respectfully traverses this rejection as applied to new independent claims 44 and 53.

Independent claim 44 relates to a method for production of a vibration isolating pipe clip. The pipe clip which is to be produced has the same feature as we recited in claims 21 (presently cancelled).

With regard to the production of the vibration isolating member of the pipe clip, it is specified in claim 44 that it is made by forming and vulcanizing a rubber, wherein the vulcanized rubber is made porous by cleaving off water from hydrated salt at the vulcanization temperature whereby closed cavities with separating walls between them are formatted in the rubber. This method step is based on paragraphs [0055] and [0057] of the application's October 20, 2005 publication as well as on cancelled claims 33 and 35.

With regard to the cited prior art to Gerster and van Walraven, it is noted that neither of these documents

disclose or suggest producing a vibration isolating pipe clip by a method according to claim 44.

Accordingly, Applicant respectfully submits that proposed independent method claim is thus novel and non-obvious in view of the cited prior art.

New claim 45 is based on claim 34;

New claim 46 is based on paragraph [0055], first sentence of the application's publication;

New claim 47 is based on paragraph [0055] of the publication;

New claim 48 is based on paragraph [0039] of the publication;

New claims 49-52 are based on claims 36-40.

New independent claim 53 is a combination of the features of cancelled claims 21 and 24-26. Applicant notes that the Examiner had not acted on claims 24-26. Applicant respectfully submits that the features of claims 24-26 now included in new independent claim 53 set out structural features not taught by the cited prior art combination. Accordingly, Applicant submits that new claim 53 patentably defines over the cited prior art based on structural differences now set out in claim 53.

Appln. No. 10/523,926  
Amendment dated February 27, 2007  
Reply to Office Action of December 1, 2006

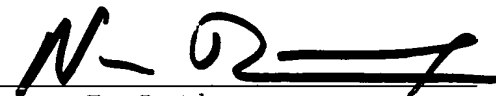
The prior art documents made of record and not relied upon have been noted along with the implication that such documents are deemed by the PTO to be insufficiently pertinent to warrant their applications against any of applicant's claims.

Favorable reconsideration and allowance are earnestly solicited.

Respectfully submitted,

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By



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This diagram shows a cross-sectional view of a circular device. It features a central cavity (6) surrounded by a thick, multi-layered wall. The wall consists of several concentric rings, with the outermost layer (3) and an inner layer (10) both having a stippled texture. A middle layer (4) is also visible. A central vertical axis (2) is indicated. A horizontal flange (5) is attached to the top of the device, and a horizontal pipe or tube (1) is connected to the side. A small rectangular component (7) is attached to the bottom of the device.

Fig. 1b

**Combined Declaration for Patent Application and Power of Attorney**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Vibration isolating pipe clip

the specification of which (check one)

- ☒ is attached hereto;  
☐ was filed in the United States under 35 U.S.C. §111 on \_\_\_\_\_, as  
 U.S. Appl. No. \_\_\_\_\_\*; or  
☐ was/will be filed in the U.S. under 35 U.S.C. §371 by entry into the U.S. national stage of an international (PCT)  
 application, PCT/\_\_\_\_\_; filed \_\_\_\_\_, entry requested on \_\_\_\_\_\*; national stage  
 application received U.S. Appl. No. \_\_\_\_\_\*; §371/§102(e) date \_\_\_\_\_\* (\* if known)

and was amended on \_\_\_\_\_ (if applicable).

(include dates of amendments under PCT Art. 19 and 34 if PCT)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and I acknowledge the duty to disclose to the Patent and Trademark Office (PTO) all information known by me to be material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119 (a)-(d) and 365 (b) of any prior foreign application(s) for patent or inventor's certificate, or §365(a) of any prior PCT application(s) designating a country other than the U.S., listed below with the "Yes" box checked, and have also identified below, by checking the "No" box, any foreign application for patent or inventor's certificate or PCT international application having a filing date before that of the application on which priority is claimed:

→ <u>1021220</u>	<u>the Netherlands</u>	<u>August 6, 2002</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day Month Year Filed)	YES	NO
<u>                    </u>	<u>                    </u>	<u>                    </u>	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day Month Year Filed)	YES	NO

I hereby claim the benefit under 35 U.S.C. §119(c) of any United States provisional applications listed below:

<u>                    </u>	<u>                    </u>
(Application No.)	(Day Month Year Filed)
<u>                    </u>	<u>                    </u>
(Application No.)	(Day Month Year Filed)

I hereby claim the benefit under 35 U.S.C. §120 of any prior U.S. non-provisional application(s) or under §365(c) of any prior PCT international application(s) designating the U.S., listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such U.S. or PCT international application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the PTO all information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>                    </u>	<u>                    </u>	<u>                    </u>
(Application No.)	(Day Month Year Filed)	(Status: patented, pending, abandoned)
<u>                    </u>	<u>                    </u>	<u>                    </u>
(Application No.)	(Day Month Year Filed)	(Status: patented, pending, abandoned)

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

**All of the practitioners associated with Customer Number 001444 Direct all correspondence to the address associated with Customer Number 001444, which is presently:**

Browdy & Neimark, P.L.L.C.  
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 20001-5303 WASHINGTON D.C.  
 U.S.A.

The undersigned hereby authorizes the U.S. Attorneys or Agents appointed herein to accept and follow instructions from Exter Polak & Charlois B.V., P.O. Box 3241, 2280 GE RIJSWIJK, The Netherlands as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. Attorneys or Agents and the undersigned. In the event of a change of the persons from whom instructions may be taken, the U.S. Attorneys or Agents appointed herein will be so notified by the undersigned.

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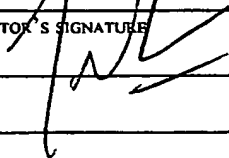


Title: Vibration isolating pipe clip

U.S. Application filed \_\_\_\_\_, Serial No. \_\_\_\_\_

PCT Application filed August 4, 2003, Serial No. PCT/NL03/00559

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR <b>van WALRAVEN, Jan</b>		INVENTOR'S SIGNATURE 	DATE <b>October 10, 2004</b>
RESIDENCE <b>3641 GP MIJDRECHT, the Netherlands NLX</b>		CITIZENSHIP <b>NL</b>	
POST OFFICE ADDRESS <b>6, Prins Bernhardlaan, 3641 GP MIJDRECHT, the Netherlands</b>			
FULL NAME OF SECOND JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF THIRD JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF FOURTH JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF FIFTH JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SIXTH JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SEVENTH JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			

ALL INVENTORS MUST REVIEW APPLICATION AND DECLARATION BEFORE SIGNING. ALL ALTERATIONS MUST BE INITIALED AND DATED BY ALL INVENTORS PRIOR TO EXECUTION. NO ALTERATIONS CAN BE MADE AFTER THE DECLARATION IS SIGNED. ALL PAGES OF DECLARATION MUST BE SEEN BY ALL INVENTORS.

BEST AVAILABLE COPY

FEB 27 2007

DT05 [REDACTED] PCT/PTO 07 FEB 2005

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

**(use as many sheets as necessary)**

Sheet	1	of	1
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**Complete if Known**

Application Number	Not yet assigned
Filing Date	Even date herewith
First Named Inventor	Jan van WALRAVEN
Group Art Unit	
Examiner Name	
Attorney Docket Number	WALRAVEN3

## U.S. PATENT DOCUMENTS

[illegible]

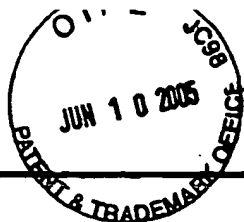
## FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner  
Signature**

Date Considered

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



BN/SB/08A/B

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/523,926
Filing Date	February 7, 2005
First Named Inventor	Jan Van WALRAVEN
Confirmation No.	1885
Examiner Name	
Attorney Docket Number	WALRAVEN =3

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			
		US-			
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	AD	GB	592,755	09-29-1947	ADEL PRECISION PRODUCTS CORP		
	AE	DE	19926952 C1	02-01-2001	WOCO FRANZ-JOSEF WOLF & CO		Abs
	AF	EP	0 413 883 A1	02-27-1991	POPPE + CO GIESSENER GUMMIWARENFABRIK GMBH & CO. KG		Abs

Examiner  
SignatureDate  
Considered

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



8U/2C2Y20

DT05 Rec'd PCT/PTO 07 FEB 2005

**Application Data Sheet****Application Information**

Application Type:: Regular  
Subject Matter:: Utility  
Suggested Classification::  
Suggested Group Art Unit::  
CD-ROM or CD-R?:: None  
Number of CD Disks::  
Number of Copies of CDs::  
Sequence Submission?::  
Computer Readable Form (CRF)?::  
Number of copies of CRF::  
Title:: VIBRATION ISOLATING PIPE CLIP  
Attorney Docket Number:: WALRAVEN3  
Request for Early Publication?:: No  
Request for Non-Publication?:: No  
Suggested Drawing Figure::  
Total Drawing Sheets:: 6  
Small Entity?:: No  
Latin Name::  
Variety Denomination Name::  
Petition Included:: No  
Petition Type::  
Licensed US Govt. Agency::  
Contract or Grant Numbers::  
Secrecy Order in Parent Appl.?:: No

**Applicant Information**

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: The Netherlands  
Status:: Full Capacity  
Given Name:: Jan  
Middle Name::

Family Name:: van WALRAVEN  
Name Suffix::  
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State or Province of Residence::  
Country of Residence:: The Netherlands  
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City of Mailing Address:: GP Mijdrecht  
State or Province of Mailing Address::  
Country of Mailing Address:: The Netherlands  
Postal or Zip Code of Mailing Address:: NL-3641

**Correspondence Information**

Correspondence Customer Number:: 001444

**Representative Information**

Representative Customer Number:: 001444

**Domestic Priority Information**

Application::	Continuity Type::	Parent	Parent Filing
		Application::	Date::
This Application	National Stage of	PCT/NL03/000559	08-04-03

**Foreign Priority Information**

Country::	Application Number::	Filing Date::	Priority Claimed::
the Netherlands	1021220	08-06-02	Yes

**Assignment Information**

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State or Province of Mailing Address::  
Country of Mailing Address:: The Netherlands  
Postal or Zip Code of Mailing Address:: NL-3641